

Fill in this information to identify the case:

United States Bankruptcy Court for the:

Eastern District of Massachusetts
(State)

Case number (if known): _____ Chapter 7

☐ Check if this is an amended filing

Official Form 205

Involuntary Petition Against a Non-Individual

12/15

Use this form to begin a bankruptcy case against a non-individual you allege to be a debtor subject to an involuntary case. If you want to begin a case against an individual, use the *Involuntary Petition Against an Individual* (Official Form 105). Be as complete and accurate as possible. If more space is needed, attach any additional sheets to this form. On the top of any additional pages, write debtor's name and case number (if known).

Part 1: Identify the Chapter of the Bankruptcy Code Under Which Petition Is Filed

1. Chapter of the Bankruptcy Code

Check one:

- ☒ Chapter 7
☐ Chapter 11

Part 2: Identify the Debtor

2. Debtor's name

CrimsonBikes, LLC

3. Other names you know the debtor has used in the last 8 years

Include any assumed names, trade names, or doing business as names.

4. Debtor's federal Employer Identification Number (EIN)

☒ Unknown

EIN _____

5. Debtor's address

Principal place of business

100 Massachusetts Ave.
Number Street

Cambridge MA 02138
City State ZIP Code

Middlesex
County

Mailing address, if different

12 COMMONWEALTH COURT #16
Number Street

P.O. Box

Brighton MA 02135
City State ZIP Code

Location of principal assets, if different from principal place of business

Number Street

City State ZIP Code

Debtor CrimsonBikes, LLC Case number (if known) _____
Name

6. Debtor's website (URL) www.crimsonbikes.com

7. Type of debtor

- ☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
☐ Partnership (excluding LLP)
☐ Other type of debtor. Specify: _____

8. Type of debtor's business

Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
☐ Railroad (as defined in 11 U.S.C. § 101(44))
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
☒ None of the types of business listed.
☐ Unknown type of business.

9. To the best of your knowledge, are any bankruptcy cases pending by or against any partner or affiliate of this debtor?

- ☒ No
☐ Yes. Debtor _____ Relationship _____
District _____ Date filed _____ Case number, if known _____
MM / DD / YYYY
Debtor _____ Relationship _____
District _____ Date filed _____ Case number, if known _____
MM / DD / YYYY

Part 3: Report About the Case

10. Venue

Check one:

- ☒ Over the last 180 days before the filing of this bankruptcy, the debtor had a domicile, principal place of business, or principal assets in this district longer than in any other district.
☐ A bankruptcy case concerning debtor's affiliates, general partner, or partnership is pending in this district.

11. Allegations

Each petitioner is eligible to file this petition under 11 U.S.C. § 303(b).
The debtor may be the subject of an involuntary case under 11 U.S.C. § 303(a).

At least one box must be checked:

- ☒ The debtor is generally not paying its debts as they become due, unless they are the subject of a bona fide dispute as to liability or amount.
☐ Within 120 days before the filing of this petition, a custodian, other than a trustee, receiver, or an agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.

12. Has there been a transfer of any claim against the debtor by or to any petitioner?

- ☒ No
☐ Yes. Attach all documents that evidence the transfer and any statements required under Bankruptcy Rule 1003(a).

Debtor

Name

Case number (if known)

13. Each petitioner's claim

Name of petitioner

Nature of petitioner's claim

Amount of the claim above the value of any lien

SmartEtailng, Inc.

breach of contract

647,514.26
\$ plus atty. fees

CVI-TCB Commercial, LLC

breach of contract

201,575 plus interest,
\$ costs & atty fees

Michael Jaeger

goods paid for, but not received

\$ 1,062.48

Total of petitioners' claims

\$ 850,151.74

If more space is needed to list petitioners, attach additional sheets. Write the alleged debtor's name and the case number, if known, at the top of each sheet. Following the format of this form, set out the information required in Parts 3 and 4 of the form for each additional petitioning creditor, the petitioner's claim, the petitioner's representative, and the petitioner's attorney. Include the statement under penalty of perjury set out in Part 4 of the form, followed by each additional petitioner's (or representative's) signature, along with the signature of the petitioner's attorney.

Part 4: Request for Relief

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Petitioners request that an order for relief be entered against the debtor under the chapter of 11 U.S.C. specified in this petition. If a petitioning creditor is a corporation, attach the corporate ownership statement required by Bankruptcy Rule 1010(b). If any petitioner is a foreign representative appointed in a foreign proceeding, attach a certified copy of the order of the court granting recognition.

I have examined the information in this document and have a reasonable belief that the information is true and correct.

Petitioners or Petitioners' Representative

Name and mailing address of petitioner

SmartEtailng, Inc.

Name

6400 West 105th Street

Number Street

Bloomington

MN

55438

City

State

ZIP Code

Name and mailing address of petitioner's representative, if any

Ryan Atkinson, President

Name

6400 West 105th Street

Number Street

Bloomington

MN

55438

City

State

ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 02/25/2021

MM / DD / YYYY

x Ryan Atkinson

Signature of petitioner or representative, including representative's title

Attorneys

Lynne B. Xerras

Printed name

Holland & Knight LLP

Firm name, if any

10 St. James Avenue

Number Street

Boston

MA

02116

City

State

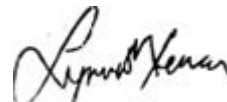
ZIP Code

Contact phone 6175232700 Email lynne.xerras@hklaw.com

Bar number 632441

State MA

x



Signature of attorney

Date signed 03/03/2021
MM / DD / YYYY

Debtor	Case number (if any)
CrimsonBikes, LLC	
Name and mailing address of petitioner	
CVI-TCB Commercial, LLC	
Name	
185 Dartmouth Street	
Number Street	
Boston	MA 02116
City	State ZIP Code
Name and mailing address of petitioner's representative, if any	
Ethan Cepikas, General Counsel & Vice President of Managing Member	
Name	
185 Dartmouth Street	
Number Street	
Boston	MA 02116
City	State ZIP Code
I declare under penalty of perjury that the foregoing is true and correct.	
Executed on 03/02/2021	
MM / DD / YYYY	
Signature of petitioner or representative, including representative's title	
x	
Name and mailing address of petitioner	
Name	
Number Street	
City	State ZIP Code
Name and mailing address of petitioner's representative, if any	
Name	
Number Street	
City	State ZIP Code
I declare under penalty of perjury that the foregoing is true and correct.	
Executed on	
MM / DD / YYYY	
Signature of petitioner or representative, including representative's title	
x	
Name and mailing address of petitioner	
Printed name	
Firm name, if any	
Number Street	
City	State ZIP Code
Contact phone	Email
Bar number	
State	
Signature of attorney	
Date signed	
MM / DD / YYYY	
x	
Name and mailing address of petitioner	
Printed name	
Firm name, if any	
Number Street	
City	State ZIP Code
Contact phone	Email
Bar number	
State	
Signature of attorney	
Date signed	
MM / DD / YYYY	
x	

Debtor CrimsonBikes, LLC
Name

Case number (if known) _____

Name and mailing address of petitioner

Michael Jaeger
Name
111 Strong Rd
Number Street
Southampton MA 01073
City State ZIP Code

Name and mailing address of petitioner's representative, if any

Name

Number Street

City State ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 3/1/2021
MM / DD / YYYY

X _____
Signature of petitioner or representative, including representative's title

Printed name

Firm name, if any

Number Street

City State ZIP Code

Contact phone _____ Email _____

Bar number

State

X _____
Signature of attorney

Date signed _____
MM / DD / YYYY

Name and mailing address of petitioner

Name

Number Street

City State ZIP Code

Name and mailing address of petitioner's representative, if any

Name

Number Street

City State ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____
MM / DD / YYYY

X _____
Signature of petitioner or representative, including representative's title

Printed name

Firm name, if any

Number Street

City State ZIP Code

Contact phone _____ Email _____

Bar number

State

X _____
Signature of attorney

Date signed _____
MM / DD / YYYY

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS
(Eastern Division)

In re:

CRIMSONBIKES, LLC,

Alleged Debtor.

Involuntary Chapter 7

Case No. _____

DECLARATION RE: ELECTRONIC FILING

PART I – DECLARATION OF AFFIANT

I, Ethan Ceplikas, hereby declare under penalty of perjury that all of the information contained in the foregoing **Involuntary Petition** (the “Document”), filed electronically, is true and correct. I understand that this DECLARATION is to be filed with the Clerk of Court electronically concurrently with the electronic filing of the Document. I understand that failure to file this DECLARATION may cause the Document to be struck and any request contained or relying thereon to be denied, without further notice.

I further understand that pursuant to the Massachusetts Electronic Filing Local Rule (MEFR) 7(b), all paper documents containing original signatures executed under the penalties of perjury and filed electronically with the Court are the property of the bankruptcy estate and shall be maintained by the authorized CM/ECF Registered User for a period of five (5) years after the closing of this case.

Dated: March 3, 2021

Signed: _____

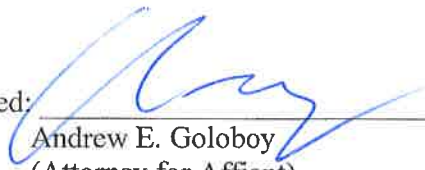
Ethan Ceplikas

PART II – DECLARATION OF ATTORNEY

I certify that the affiant signed this form before I submitted the Document, I gave the affiant a copy of the Document and this DECLARATION, and I have followed all other electronic filing requirements currently established by local rule and standing order. This DECLARATION is based on all information of which I have knowledge and my signature below constitutes my certification of the foregoing under Fed. R. Bankr. P. 9011. I have reviewed and will comply with the provisions of MEFR 7.

Dated: March 3, 2021

Signed: _____


Andrew E. Goloboy
(Attorney for Affiant)

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS
(Eastern Division)

In re:

CRIMSONBIKES, LLC,

Alleged Debtor.

Involuntary Chapter 7

Case No. _____

DECLARATION RE: ELECTRONIC FILING

PART I - DECLARATION OF AFFIANT

I, Ryan Atkinson, hereby declare under penalty of perjury that all of the information contained in the foregoing Involuntary Petition (the "Document"), filed electronically, is true and correct. I understand that this DECLARATION is to be filed with the Clerk of Court electronically concurrently with the electronic filing of the Document. I understand that failure to file this DECLARATION may cause the Document to be struck and any request contained or relying thereon to be denied, without further notice.

I further understand that pursuant to the Massachusetts Electronic Filing Local Rule (MEFR) 7(b), all paper documents containing original signatures executed under the penalties of perjury and filed electronically with the Court are the property of the bankruptcy estate and shall be maintained by the authorized CM/ECF Registered User for a period of five (5) years after the closing of this case.

Dated: March 3, 2021


Signed: _____

Ryan Atkinson

PART II – DECLARATION OF ATTORNEY

I certify that the affiant signed this form before I submitted the Document, I gave the affiant a copy of the Document and this DECLARATION, and I have followed all other electronic filing requirements currently established by local rule and standing order. This DECLARATION is based on all information of which I have knowledge and my signature below constitutes my certification of the foregoing under Fed. R. Bankr. P. 9011. I have reviewed and will comply with the provisions of MEFR 7.

Dated: March 3, 2021


Signed: _____
Lynne B. Xerras
(Attorney for Affiant)

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS
(Eastern Division)**

In re:

CRIMSONBIKES, LLC,

Alleged Debtor.

Involuntary Chapter 7

Case No. _____

DECLARATION RE: ELECTRONIC FILING

PART I – DECLARATION OF AFFIANT

I, Michael Jaeger, hereby declare under penalty of perjury that all of the information contained in the foregoing **Involuntary Petition** (the “Document”), filed electronically, is true and correct. I understand that this DECLARATION is to be filed with the Clerk of Court electronically concurrently with the electronic filing of the Document. I understand that failure to file this DECLARATION may cause the Document to be struck and any request contained or relying thereon to be denied, without further notice.

I further understand that pursuant to the Massachusetts Electronic Filing Local Rule (MEFR) 7(b), all paper documents containing original signatures executed under the penalties of perjury and filed electronically with the Court are the property of the bankruptcy estate and shall be maintained by the authorized CM/ECF Registered User for a period of five (5) years after the closing of this case.

Dated: March 3, 2021

Signed: _____

Michael Jaeger

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MASSACHUSETTS**
(Eastern Division)

In re

CRIMSONBIKES, LLC,

Involuntary Debtor.

Involuntary Chapter 7 Case No. _____

CORPORATE DISCLOSURE STATEMENT

Pursuant to Rule 7007.1 of the Federal Rules of Bankruptcy Procedure, petitioner SmartEtailng, Inc. ("SmartEtailng") states that it is a corporation organized under the laws of the State of Minnesota, with a principal place of business in Minnesota, and that it is a privately owned company. No publicly held corporation owns 10% or more of its stock, directly or indirectly.

Respectfully submitted,

SMARTETAILING, INC.,

By its attorneys,

/s/ Lynne B. Xerras

John J. Monaghan (BBO No. 546454)

Lynne B. Xerras (BBO No. 632441)

HOLLAND & KNIGHT LLP

10 St. James Avenue

Boston, MA 02116

Tel: (617) 523-2700

Fax: (617) 523-6850

bos-bankruptcy@hklaw.com

Dated: March 3, 2021

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MASSACHUSETTS
(Eastern Division)

In re

CRIMSONBIKES, LLC,

Involuntary Debtor.

Involuntary Chapter 7 Case No. _____

CORPORATE OWNERSHIP STATEMENT

Pursuant to Federal Rules of Bankruptcy Procedure 1010(b) and 7001.1(a), CVI-TCB Commercial, LLC (õCVI-TCBö) states that it is a Massachusetts limited liability company whose members are The Community Builders, Inc. and Charlesview, Inc., which are each 501(c)(3) Non-Profit Corporations. CVI-TCB is not, nor are its members, publicly traded companies nor do any publicly traded companies own 10% or more of CVI-TCB or its members.

Respectfully Submitted,

CVI-TCB COMMERCIAL, LLC

By its Attorney,

/s/ Andrew E. Goloboy

Andrew E. Goloboy, BBO#663514
DUNBAR GOLOBOY LLP.
197 Portland Street, 5th Floor
Boston, MA 02114
(617)244-3550
goloboy@dunbarlawpc.com

Dated: March 2, 2021